

COMMISSIONERS APPROVAL

CHILCOTT *g*

LUND *Btl*

THOMPSON *at*

TAYLOR (Clerk & Recorder)

Date.....October 13, 2006

Members Present.....Commissioner Greg Chilcott,
Commissioner Betty Lund and Commissioner Alan Thompson

Minutes: Glenda Wiles

The Board met in regard to the indemnification of One Horse Estates Subdivision. Present at this meeting was Consultant Terry Nelson and Applicant Richard Martin. Planning Staff Members Tristan Riddell, Shawn Morrell, Renee Van Hoven and Planning Director Karen Hughes were also present.

Renee stated the application is almost complete as the only missing item was the road review. WGM Engineering completed the review September 29th but the Road Department had not made their final determination. Renee stated the applicant had their portion of the submittal submitted on time.

Richard presented time lines of the submittal. Terry stated this has been determined sufficient but the letter from David Ohnstad was not received by the Planning Office until October 4th. Terry stated they are asking that they not be required to sign the indemnification.

Civil Counsel James McCubbin was now present. He stated they have greater risk on this type of subdivision because the sufficiency letter was not sent out prior to October 1st. He stated the completeness was done but confirmation was not received from the Road Department. Terry noted WGM Engineering found this application to be sufficient by September 29th. He also stated they do not want to sign the indemnification because they feel sufficiency was reached. The actual paperwork just had not been 'processed' by the Road Department until after the weekend.

Richard stated the processing of the paper work has become a bureaucracy. WGM had the paperwork as early as the middle of August. He said everyone from WGM Engineering, Road Department and the Planning Office takes vacation, sits on the information and does not have enough courtesy to let him know what was going in.

James stated Terry raises a good point about the risks of signing the indemnification as it assumes the sufficiency was not complete, when in fact this appears to be complete. However there is some risk of litigation on this subdivision due to the timing. He stated this is a discretionary decision on the part of the Commissioners.

Commissioner Lund made a motion stating the following "due to the fact final approval of WGM consultants was received by September 29th, the Commissioners feel the application was complete and the Commissioners will not require an indemnification certificate for One Horse and to direct Planning Staff to proceed with the processing under the old regulations". Commissioner Thompson seconded the motion and all voted "aye".

In other business the Board met with the Animal Protection and Control Board in regard to their 2-year plan. Also present were members of the Animal Shelter, Special Projects Coordinator Marty Birkeneder, Under Sheriff Kevin McConnell and Public Health Nurse Judy Griffin.

Peg stated this plan has been given to the Sheriff's Office, the Nurses Office and the Animal Shelter for a review. Changes and ideas have come back for a final draft.

Animal Control Board Member Linda Perry stated the Dog Ordinance is moving slowly for passage and they want to move forward with the licensing issue which is included in the 2-year plan. There are three parts to the plan which includes:

- Support system – which takes in other agencies such as the Animal Shelter, Sheriff's Office, Health Department, Commissioners (Administrative Staff). They hope to obtain a grant for salary of an Animal Control Officer (ACO). After two years they will need to fund the position by licensing and penalties. Needed items such as office space, vehicle etc., will need to be addressed. They will do as much fund raising as possible but ultimately the responsibility for this funding will come from the county. The ACO will need training also. Discussion included the hours worked by the ACO. Under Sheriff McConnell indicated the Sheriff's Office will be available during the off hours of the ACO.
- Licensing – the ordinance would need to be passed first and a person needs to be available at the Administrative Center to issue the licensing.
- Mediation review – they would like to have a committee review (members of which can be from the Animal Control Board or Animal Shelter) which will lend assistance for any issues that arise. They will not become in any judicial issues, rather they will attempt to solve any problems outside of the court.

Under Sheriff McConnell stated this plan and position will assist the Sheriff's Office and they do support this plan. He also stated they have no problems allowing Marty to assist in the writing of these grants.

Commissioner Chilcott stated it is important to determine how the ACO would be managed and housed. Under Sheriff McConnell stated the Sheriff does not feel he has to have managerial control over the ACO.

Commissioner Chilcott asked if the third year's salary and operation will be covered by the county. Marty indicated some grants allow subsequent funding, but they hope to obtain two-year's worth of salary.

Commissioner Thompson stated they might review this plan in light of the Environmental Health Office and their need for an enforcement officer.

Peg stated at this point the decisions that need to be made are up to the Commissioners and they basically can do no more.

Commissioner Chilcott asked if other county ordinances have been reviewed. Peg stated they have done all of that research and have incorporated that information into the plan. Peg stated they will need to coordinate the plan with cities that already have ordinances such as the City of Hamilton. Peg asked if they could move forward on the grant issue. Commissioner Chilcott indicated they should move forward on the grants.

Animal Shelter Board Members asked if the ordinance was passed, could they begin the education process for licensing. Animal Shelter Manager Vicki Dawson stated many of the valley newcomers are from other states and they expect a licensing fee.

Vicki stated this week they have five aggressive pit bulls in the shelter. There is a resident in the valley that is breeding pit bulls and they run wild, thus the confrontations and neglect of dogs versus people are here and will continue to occur. She stated the trend is there and they need to get started on these important issues.

Marty asked the Commissioners if she could direct this project for the next six months, which include a public relations plan, search for grants etc. Under Sheriff McConnell stated if they pass the ordinance before they have an ACO their office will be overwhelmed. The Commissioners stated they have talked about utilizing Marty as the 'county' Special Projects Coordinator and if the Sheriff has no problems with Marty using her time for this, they would appreciate her efforts.

There was some discussion of having the ordinance on the books without the ACO and funding to support that position.

Judy Griffin stated this is an important health issue and affects the county at a whole. Under Sheriff McConnell agreed that the position of an ACO will assist the Sheriff's Office.

Vicki stated a workshop is coming up on domestic violence and animal control issues, which seems to be tied together.

It was agreed Marty would report back to the Commissioners and the Animal Control Board on November 13th.